



MAIL STOP AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2633

PATENT  
29250-002056/US

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Ramesh Nagarajan et al. Conf.: 4255  
Appl. No.: 09/919,047 Group: 2633  
Filed: July 31, 2001 Examiner: Nathan M. Curs  
For: CONNECTION SETUP STRATEGIES IN OPTICAL TRANSPORT  
NETWORKS  
Docket No.: 29250-002056/US

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314  
**Mail Stop AF**

October 27, 2005

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated July 27, 2005 of the Primary Examiner finally rejecting claims 1 and 3-21.

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ The enclosed document is concurrently filed with a Pre-Appeal Brief Request for Review.

Applicants hereby petition for an extension of \_\_\_\_\_ ( ) **month(s)** pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

10/28/2005 SZEWDIE1 00000016 09919047

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500.00 0P

- ☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$.00 is required for the full period of the above-requested extension of time.
- ☐ An extension of \_\_\_\_\_ ( ) month(s) for responding to the Final Rejection was previously requested and paid for on \_\_\_\_\_. Thus a fee of \$ \_\_\_\_\_ is required.
- ☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- ☒ Large entity - \$500.00
- ☐ Small Entity - \$250.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$500.00.

Payment of the above TOTAL FEE is being made in the following manner:

- ☒ Check in the amount of \$500.00 is enclosed.
- ☐ Please charge Deposit Account No. 08-0750 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNES, DICKEY, & PIERCE, P.L.C.

By

\_\_\_\_\_  
John E. Curtin, Reg. No. 37,602

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(703) 668-8000

JEC:ame



Please type a plus sign (+) inside this box → +

HDP/SB/21 based on PTO/SB/21 (08-00)

AFB  
JFW

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/919,047
Filing Date	July 31, 2001
Inventor(s)	Ramesh NAGARAJAN et al.
Group Art Unit	2633
Examiner Name	Nathan M. Curs
Attorney Docket Number	29250-002056/US

### ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☒ Fee Attached

☐ Amendment

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Letter to the Official Draftsperson and  
\_\_\_\_ Sheets of Formal Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a  
Provisional Application

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_

☐ After Allowance Communication to Group

☐ LETTER SUBMITTING APPEAL  
BRIEF AND APPEAL BRIEF (w/clean  
version of pending claims)

☒ Appeal Communication to Group  
(Notice of Appeal, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☐ Other Enclosure(s)  
(please identify below):

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Harness, Dickey & Pierce, P.L.C.

Attorney Name  
John E. Curtin

Reg. No.  
37,602

Signature

Date

10/27/05

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL**  
**for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 500.00**Complete If Known**

Application Number 09/919,047  
 Filing Date July 31, 2001  
 First Named Inventor Ramesh NAGARAJAN et al.  
 Examiner Name Nathan M. Curs  
 Art Unit 2633  
 Attorney Docket No. 29250-002056/US

**METHOD OF PAYMENT (check all that apply)**

☒ Check ☐ Credit card ☐ Money ☐ Other ☐ None  
 Order

☒ Deposit Account:

Deposit Account Number 08-0750

Deposit Account Name Harness, Dickey & Pierce, PLC

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1011	300	2001	150			Utility filing fee	
1012	200	2012	100			Design filing fee	
1013	200	2013	100			Plant filing fee	
1014	300	2014	150			Reissue filing fee	
1005	200	2005	100			Provisional filing fee	

SUBTOTAL (1) (\$) 0

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

	Total Claims	Extra Claims	Fee from below	Fee Paid
Total Claims	20	-20 **	0	0
Independent Claims	7	-7 **	0	0
Multiple Dependent				0

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description
1202	50	2202	25			Claims in excess of 20
1201	200	2201	100			Independent claims in excess of 3
1203	360	2203	180			Multiple dependent claim, if not paid
1204	200	2204	100			** Reissue independent claims over original patent
1205	50	2205	25			** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0

\*\*For number, multiply by 100 if greater. For Reissue, see above.

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65			Surcharge - late filing fee or oath	
1052	50	2052	25			Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130			Non-English specification	
1812	2,520	1812	2,520			For filing a request for reexamination	
1804	920*	1804	920*			Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*			Requesting publication of SIR after Examiner action	
1251	120	2251	60			Extension for reply within first month	
1252	450	2252	225			Extension for reply within second month	
1253	1020	2253	510			Extension for reply within third month	
1254	1,590	2254	795			Extension for reply within fourth month	
1255	2,160	2255	1080			Extension for reply within fifth month	
1401	500	2401	250			Notice of Appeal	500
1402	500	2402	250			Filing a brief in support of an appeal	
1403	1000	2403	500			Request for oral hearing	
1452	500	2452	250			Petition to revive - unavoidable	
1453	1500	2453	750			Petition to revive - unintentional	
1501	1400	2501	700			Utility issue fee (or reissue)	
1502	800	2502	400			Design issue fee	
1460	130	1460	130			Petitions to the Commissioner	
1807	50	1807	50			Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180			Submission of Information Disclosure Stmt	
8021	40	8021	40			Recording each patent assignment per property (times number of properties)	
1809	790	2809	395			Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395			For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395			Request for Continued Examination (RCE)	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 500.00

**4. SEARCH/EXAMINATION FEES**

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description
1111	500	2111	250			Utility Search Fee
1112	100	2112	50			Design Search Fee
1113	300	2113	150			Plant Search Fee
1114	500	2114	250			Reissue Search Fee
1311	200	2311	100			Utility Examination Fee
1312	130	2312	65			Design Examination Fee
1313	160	2313	80			Plant Examination Fee
1314	600	2314	300			Reissue Examination Fee

SUBTOTAL (4) (\$) 0

**SUBMITTED BY**

Name (Print/Type)

John E. Curs

Registration No.  
(Attorney/Agent)

37,602

**Complete (if applicable)**

Telephone

(703)668-8000

Signature

Date

10/27/05

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-208.